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April 12, 2006      LB 57, 79, 1148, 1199, 1199A, 1222, 1222A, 1226  
                         1226A  
                         LR 274, 449, 453

impeach and the court is to convict. Dave Domina is a highly respected lawyer, and he and I have had extensive conversations, and he believes each one of these articles can be proved by a higher standard than we're required to meet. The standard is clear and convincing. He feels that from the documentation, the witnesses, and the testimony that Hergert himself will have to give, that the standard of beyond a reasonable doubt can be reached, and I believe that Mr. Domina is correct, and I'm going to vote in good conscience for impeachment. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Chambers. Mr. Clerk, items for the record, please.

CLERK: Mr. President, the bills read on Final Reading this morning were presented to the Governor at 10:52 a.m. (re LB 1199, LB 1199A, LB 1222, LB 1222A, LB 1226, LB 1226A, LB 57, LB 79, and LB 1148.) The constitutional amendment as set forth in LR 274CA was presented to the Secretary of State at 10:50 a.m. I have a new resolution: Senator Foley would offer LR 453; that will be laid over. (Legislative Journal page 1627.)

Mr. President, priority motion. Senator Brown would move to recess until 1:30 p.m.

SENATOR CUDABACK: You've heard the motion to recess. All in favor of that motion say aye. Opposed, nay. The ayes have it. We are recessed.

RECESS

SENATOR CUDABACK PRESIDING

SENATOR CUDABACK: Good afternoon. Welcome to the George W. Norris Legislative Chamber. Senators, the afternoon session is about to reconvene. Please record your presence. Record please, Mr. Clerk.